

UNITED STATES DISTRICT  
COURT SOUTHERN DISTRICT OF  
OHIO EASTERN DIVISION

IN RE: DAVOL, INC./C.R. BARD,  
INC., POLYPROPYLENE HERNIA  
MESH PRODUCTS LIABILITY  
LITIGATION

Case No. 2:18-md-2846

CHIEF JUDGE EDMUND A. SARGUS, JR.  
Magistrate Judge Kimberly A. Jolson

This document relates to:  
**MELISSA IONESCU**

Civil Action No. \_\_\_\_\_

SHORT FORM COMPLAINT

Plaintiff(s) file(s) this Short Form Complaint pursuant to Case Management Order No. 2 and is/are to be bound by the rights, protections, and privileges and obligations of that Order. Plaintiff(s) hereby incorporate(s) the Master Complaint in MDL No. 2846 by reference. Plaintiff(s) further show(s) the Court as follows:

1. The name of the person implanted with Defendants' Hernia Mesh Device(s):  
**Melissa Ionescu**
2. The name of any Consortium Plaintiff (if applicable):  
**N/A**
3. Other Plaintiff(s) and Capacity (i.e., administrator, executor, guardian, conservator):  
**N/A**
4. State of Residence:  
**NEVADA**
5. District Court and Division in which action would have been filed absent direct filing:  
**United States District Court – District of Nevada**

☒ B. C.R. Bard, Inc.

☐ C. Other (please list \_\_\_\_\_)

7. Identify which of Defendants' Hernia Mesh Device(s) was/were implanted (Check device(s) implanted):

☐ 3DMax.Mesh

☐ 3DMax Light Mesh

☐ Bard (Marlex) Mesh Dart

☒ Bard Mesh

☐ Bard *Soft* Mesh

☐ Composix

☒ Composix E/.X

☐ Composix Kugel Hernia Patch

☐ Composix LIP

☐ Kugel Hernia Patch

☒ Marlex

☐ Modified Kugel Hernia Patch

☐ Perfix Light Plug

☐ PerFix Plug

☐ Sepramesh IP

☐ Spenna-Tex

☐ Ventralex Hernia Patch

☐ Ventralex ST Patch

☐ Ventralight ST

- ☐ Ventrío Patch
- ☐ Ventrío ST
- ☐ Visilex
- ☐ Other {please list in space provided below):

8. Defendants' Hernia Mesh Device(s) about which Plaintiff is making a claim (Check applicable device(s)):

- ☐ 3DMaxMesh
- ☐ 3DMax Light Mesh
- ☐ Bard (Marlex) Mesh Dart
- ☒ Bard Mesh
- ☐ Bard *Soft* Mesh
- ☐ Composix
- ☒ Composix E/X
- ☐ Composix Kugel Hernia Patch
- ☐ Composix LIP
- ☐ Kugel Hernia Patch
- ☒ Marlex
- ☐ Modified Kugel Hernia Patch
- ☐ Perfix Light Plug
- ☐ PerFix Plug
- ☐ Sepramesh IP
- ☐ Spenna-Tex
- ☐ Ventralex Hernia Patch
- ☐ Ventralex ST Patch
- ☐ Ventralight ST
- ☐ Ventrío Patch
- ☐ Ventrío ST
- ☐ Visilex
- ☐ Other (please list in space provided below):

9. Date of Implantation and state of implantation: **10/25/2013**
10. As of the date of filing this Short Form Complaint, has the person implanted with Defendants' Hernia Mesh Device(s) had subsequent surgical intervention due to the Hernia Mesh Device(s)?: Yes X No
11. Basis of Jurisdiction:

- ☒ Diversity of Citizenship
- ☐ Other: \_\_\_\_\_

12. Counts in the Master Complaint adopted by Plaintiff(s):

- ☒ Count **I** – Strict Product Liability- Defective Design
- ☒ Count **II** – Strict Product Liability- Failure to Warn
- ☒ Count **III** – Strict Product Liability- Manufacturing Defect
- ☒ Count **IV** – Negligence
- ☒ Count **V** – Negligence Per Se
- ☒ Count **VI** – Gross Negligence
- ☒ Count **VII** – State Consumer Protection Laws (Please identify applicable State Consumer Protection law(s)):

**Nevada Revised Statutes: 598.0915, 598.0923, 598.0925**

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- ☒ Count **VIII** – Breach of Implied Warranty
- ☒ Count **IX** – Breach of Express Warranty
- ☒ Count **X** – Negligent Infliction of Emotional Distress
- ☒ Count **XI** – Intentional Infliction of Emotional Distress
- ☒ Count **XII** – Negligent Misrepresentation
- ☒ Count **XIII** – Fraud and Fraudulent Misrepresentation
- ☒ Count **XIV** – Fraudulent Concealment

- ☐ Count XV- Wrongful Death
- ☐ Count XVI- Loss of Consortium
- ☒ Count XVII – Punitive Damages
- ☐ Other Count(s) (please identify and state factual and legal bases for other claims not included in the Master Complaint below): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- ☒ Jury Trial is Demanded as to All Counts
- ☐ Jury Trial is NOT Demanded as to All Counts; if Jury Trial is Demanded as to Any Count(s), identify which ones (list below):



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